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Attorney for Defendant
YIU SING LEUNG

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	Case No.: 2:20-cr-00301-RFB-BNW
)	
v.)	STIPULATION TO CONTINUE
)	SENTENCING HEARING
YIU SING LEUNG,)	(Twelfth Request)
)	
Defendant.)	
)	

IT IS HEREBY STIPULATED AND AGREED by and between Jason Frierson, Esq. United States Attorney, and Jacob Operskalski, Esq., Assistant United States Attorney, counsel for the UNITED STATES OF AMERICA (hereinafter, "the Government"), and Richard J. Pocker, Esq. of the law firm of Boies Schiller Flexner LLP, counsel for Defendant YIU SING LEUNG, that the sentencing hearing in the above-captioned matter, currently scheduled for February 12, 2024 at the hour of 8:30 a.m., be vacated and continued for at least sixty (60) days.

This Stipulation is entered for the following reasons:

1. Defendant LEUNG entered his plea of guilty to Count I of the Indictment in the present case on May 4, 2021. Sentencing as to Defendant LEUNG is presently scheduled for February 12, 2024, at the hour of 8:30 a.m. The Presentence Investigation Report was

1 completed and served by U.S. Probation Officer Leo Sanchez on June 25, 2021. That Report
2 has not been subsequently modified. Defendant LEUNG filed his Sentencing Memorandum on
3 April 17, 2023. Counsel for Defendant LEUNG intends to file a Supplemental Sentencing
4 Memorandum as the sentencing hearing approaches to update the Court as to matters critical to
5 the determination of a fair sentence for Defendant LEUNG.

6 2. Defendant LEUNG and his counsel require additional time to prepare for the
7 sentencing hearing, including time to evaluate and address the contents of the Presentence
8 Investigation Report in light of ongoing developments, complete arrangements for the
9 presentation of evidence and testimony in extenuation and mitigation, have discussions with the
10 Government regarding the appropriate sentencing calculations and potential Government
11 motions, as well as to potentially amend or supplement his Sentencing Memorandum to assist
12 the Court in determining the best sentence for Defendant LEUNG. Both of Defendant
13 LEUNG's co-defendants who were expected to stand trial during September 2022, have
14 entered pleas of guilty, and both were sentenced in 2023. The resolution of the co-defendants'
15 cases altered the considerations which will be central to Defendant LEUNG's sentencing, and
16 preparation for that hearing has required a different focus. A sixty-day postponement of the
17 sentencing hearing will facilitate Defendant LEUNG's preparation for that hearing, and the
18 Government does not object to Defendant LEUNG's request, as it is willing to have further
19 discussions with defense counsel regarding "safety valve" considerations, and other important
20 developments relevant to sentencing.

21 3. Defendant LEUNG is presently free on pretrial release pending his sentencing
22 and does not object to the requested continuance. He is determined to ensure that the Court has
23 all relevant and available helpful information or advocacy on his behalf before the sentencing.
24 Denial of this request would be a miscarriage of justice given Defendant LEUNG's right to
25 adequately prepare for his sentencing hearing and to have the Court consider all relevant
26 information about his conduct, including that which is ongoing.

27 4. This is the twelfth request to continue Defendant LEUNG's sentencing hearing.

28 DATED this 28th day of December, 2023.

1 BOIES SCHILLER FLEXNER LLP

JASON FRIERSON
United States Attorney

2
3 By: s/ Richard J. Pocker
4 RICHARD J. POCKER, ESQ.
Counsel for Yiu Sing Leung

By: s/ Jacob Operskalski
JACOB OPERSKALSKI
Assistant United States Attorney

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

YIU SING LEUNG,

Defendant.

Case No.: 2:20-cr-00301-RFB-BNW

ORDER

Based on the pending Stipulation of counsel, and good cause appearing therefore, **IT IS HEREBY ORDERED**, that the sentencing hearing in the above-captioned matter, currently scheduled for February 12, 2024, at the hour of 8:30 a.m., be vacated and continued to April 16, 2024 at 8:15 a.m.

Dated this the 8th
of January, 2024


UNITED STATES DISTRICT JUDGE